



APPENDIX

Section 4, subsection I of the Act of December 5, 1924, c. 4, 43 Stat. 672, 703, provides:

That whenever the water users take over the care, operation, and maintenance of a project, or a division of a project, the total accumulated net profits, as determined by the Secretary, derived from the operation of project power plants, leasing of project grazing and farm lands, and the sale or use of town sites shall be credited to the construction charge of the project, or a division thereof, and thereafter the net profits from such sources may be used by the water users to be credited annually, first, on account of project construction charge, second, on account of project operation and maintenance charge, and third, as the water users may direct. No distribution to individual water users shall be made out of any such profits before all obligations to the Government shall have been fully paid. [43 U. S. C., sec. 501.]

The Act of May 10, 1926, c. 277, 44 Stat. 453, 480-481, provides in part:

Minidoka project, Idaho: * * * *Provided*, That the accumulated net profits as determined by the Secretary of the Interior, arising under the project, derived from the operation of the project power plants, leasing of Government grazing and farm lands, the sale and use of town sites, and from all other sources, shall be applied by the Secretary of the Interior, so far as may be necessary, in

payment of any water-right charges due the United States by any individual water user or irrigation district to whose benefit personally or in the aggregate such accumulated profits should equitably accrue in the judgment of the Secretary of the Interior, whose decision shall be conclusive. Any surplus of such accumulated net profits and future profits from such sources shall be applied as provided by Subsection I, section 4, Act of December 5, 1924 * * * ;

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